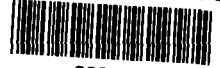


KIRKLAND & ELLIS
A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

EPA Region 5 Records Ctr.



200148

200 East Randolph Drive
Chicago, Illinois 60601

Reed S. Oslan
To Call Writer Direct
312 861-2166

312 861-2000

Facsimile:
312 861-2200

January 6, 1993

Mr. Valdas V. Adamkus
R-19J
Regional Administrator
U.S. Environmental Protection Agency
Region 5
77 West Jackson Boulevard
Chicago, Illinois 60604

Re: Himco Superfund Site

Dear Mr. Adamkus:

Thank you for your December 16, 1992 letter regarding the Himco Site. Miles appreciates your assurance that U.S. EPA will not issue the ROD or select a remedy at Himco without fully considering the comments submitted by Miles and the other PRPs. I am writing now to raise another important issue relating to the deletion of the property from the National Priorities List ("NPL").

On December 23, 1992, Miles and several other PRPs petitioned the Administrator of U.S. EPA to delete the Himco Site from the NPL because U.S. EPA's own analyses demonstrate that there is no unacceptable present or future risk at Himco. We have circulated copies of this Petition to your office and to other appropriate Region 5 personnel. Yet, we understand that Region 5 plans to issue the ROD for Himco as soon as possible. It would be legally improper for Region 5 to issue the ROD prior to a full consideration by the Administrator of the PRPs' delisting petition. Certainly, the issuance of the ROD by Region 5 would be inconsistent with a decision by the Administrator to delist the Site. Thus, we request that you direct your staff to delay the issuance of the ROD until after the Administrator finally rules on the delisting petition.

On a related point, Miles has asked us to again request a meeting with U.S. EPA prior to the issuance of any ROD at Himco. Such a meeting would provide U.S. EPA and Miles with an

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Mr. Valdas Adamkus
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opportunity to make their respective positions clearly known prior to issuance of the ROD.

Please call me if you have any questions or comments. Otherwise, I look forward to receiving a response from your office in the near future.

Very truly yours,



Reed S. Oslan

RSO/ksp

cc: William K. Reilly
Raymond B. Ludwiszewski
David A. Ullrich
William Muno
Jodi Traub
Richard Karl
Beverly Kush
Gail Ginsberg, Esq.
Bertram Frey, Esq.
Rhett Nelson, Esq.
Thomas C. Nash, Esq.
Mary Elaine Gustafson
Richard W. Winchell, Esq.
R. Lennie Scott, P.E.